

February 12, 2016

Ms. Karen M. Griego
Office of Lead Hazard Control and Healthy Homes
Program Environmental Clearance Officer
U.S. Department of Housing and Urban Development
500 Gold Avenue SW, 7th Floor, Suite 7301
P. O. Box 906
Albuquerque, NM 87103-0906

Dear Ms. Griego:

Subject: **2015 Lead Hazard Reduction Demonstration Grant**
NYLHD0275-15
November 16, 2015 to November 15, 2018

The City of New York – Department of Housing Preservation & Development (HPD) has completed the Tier I Environmental Review and is requesting the release of environmental conditions. Enclosed you will find each of the items checked below.

- Notice of Intent to Request Release of Funds publication and certificate of publication
- Project abstract
- Determination of Exemption worksheet for HUD funded projects per 24 CFR 58.34(a);
Compliance documentation for other requirements cited at 24 CFR 58.6
- Rehabilitation Environmental Review (RER) worksheet
- Program Target Area/floodplain map
- Coastal Zone consistency documentation and map
- Form HUD-7015.15 - Request for Release of Funds and Certification
- Delegation of Signature Authority (for HUD-7015.15) letter



In an effort to assure the contact information in your files is accurate, and that the letter approving the environmental certification reaches all affected parties, we are providing you with the information below:

Certifying Officer

Name: John E. Gearrity

Title: Assistant Commissioner, Building and Land Development Services

Organization: City of New York - HPD

Address: 100 Gold Street, Rm 7O-1, New York, NY 10038

Phone: (212)863-6539

Email: gearritj@hpd.nyc.gov

Program Director

Name: Laura Slutsky

Title: Director, Primary Prevention Program

Organization: City of New York - HPD

Address: 100 Gold Street, Rm 9O-2

Phone: (212)863-8315

Email: slutskyl@hpd.nyc.gov

Project Manager

Name: James Hsi

Title: Project Manager, Primary Prevention Program

Organization: City of New York - HPD

Address: 100 Gold Street, Rm 9A9c

Phone: (212)863-6811

Email: hsi@hpd.nyc.gov

Additionally, please note that program staff has received training to complete the Tier II project-level environmental reviews. Please let me know if you require additional information.

Sincerely yours,



John E. Gearrity
Assistant Commissioner – Building and Land Development
Services, HPD



Request for Release of Funds and Certification

U.S. Department of Housing and Urban Development
Office of Community Planning and Development

OMB No. 2506-0087
(exp. 07/31/2017)

This form is to be used by Responsible Entities and Recipients (as defined in 24 CFR 58.2) when requesting the release of funds, and requesting the authority to use such funds, for HUD programs identified by statutes that provide for the assumption of the environmental review responsibility by units of general local government and States. Public reporting burden for this collection of information is estimated to average 36 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless that collection displays a valid OMB control number.

Part 1. Program Description and Request for Release of Funds (to be completed by Responsible Entity)

1. Program Title(s) 2015 Lead Hazard Reduction Demonstration Grant; Healthy Homes Supplemental Funding	2. HUD/State Identification Number NYLHD0275-15	3. Recipient Identification Number (optional)
4. OMB Catalog Number(s) CFDA 14.905	5. Name and address of responsible entity City of New York - Department of Housing Preservation & Development 100 Gold Street New York, NY 10038-1605	
6. For information about this request, contact (name & phone number) Aaron Werner, Director of Environmental Planning, HPD (212)863-5953	7. Name and address of recipient (if different than responsible entity)	
8. HUD or State Agency and office unit to receive request HUD OHHLHC (Attn: Karen M. Griego) 500 Gold Avenue SW, 7th Floor, Suite 7301 P. O. Box 906 Albuquerque, NM 87103-0906		

The recipient(s) of assistance under the program(s) listed above requests the release of funds and removal of environmental grant conditions governing the use of the assistance for the following

9. Program Activity(ies)/Project Name(s) Moderate rehabilitation, including a mixture of lead abatement and low-level interim treatment work.	10. Location (Street address, city, county, State) Target areas in the New York City boroughs of Brooklyn, Queens, and the Bronx
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11. Program Activity/Project Description

The 2015 Lead Hazard Reduction Demonstration Grant offers grant funding to building owners for lead treatment through NYC's Primary Prevention Program (PPP), a joint initiative between HPD and the New York City Department of Health and Mental Hygiene (DOHMH). The Program gives owners the means to make their buildings lead-safe through a mixture of abatement and low-level interim treatment work. The grants are dispensed as forgivable loans, valued at an average of \$9,000 to \$10,000 per apartment depending on the scope of work. The grant will help reduce lead-paint hazards in 230 units, located in high-risk neighborhoods of the New York City boroughs of Brooklyn, the Bronx, and Queens, and housed in buildings constructed prior to 1960. The requested funding would support New York City's ongoing efforts to prevent childhood lead poisoning. HPD's Primary Prevention Program is requesting the release of \$3,714,272, including \$325,000 of Healthy Homes Supplemental funding. It is currently anticipated that up to 100 of the total 230 units would be assisted with Healthy Homes Supplemental funding, with an average cost of \$1,000-\$10,000 per unit. The grant will be supported by \$600,000 in match funding from the City of New York, for the period November 16, 2015 to November 15, 2018.

Part 2. Environmental Certification (to be completed by responsible entity)

With reference to the above Program Activity(ies)/Project(s), I, the undersigned officer of the responsible entity, certify that:

1. The responsible entity has fully carried out its responsibilities for environmental review, decision-making and action pertaining to the project(s) named above.
2. The responsible entity has assumed responsibility for and complied with and will continue to comply with, the National Environmental Policy Act of 1969, as amended, and the environmental procedures, permit requirements and statutory obligations of the laws cited in 24 CFR 58.5; and also agrees to comply with the authorities in 24 CFR 58.6 and applicable State and local laws.
3. The responsible entity has assumed responsibility for and complied with and will continue to comply with Section 106 of the National Historic Preservation Act, and its implementing regulations 36 CFR 800, including consultation with the State Historic Preservation Officer, Indian tribes and Native Hawaiian organizations, and the public.
4. After considering the type and degree of environmental effects identified by the environmental review completed for the proposed project described in Part 1 of this request, I have found that the proposal did did not require the preparation and dissemination of an environmental impact statement.
5. The responsible entity has disseminated and/or published in the manner prescribed by 24 CFR 58.43 and 58.55 a notice to the public in accordance with 24 CFR 58.70 and as evidenced by the attached copy (copies) or evidence of posting and mailing procedure.
6. The dates for all statutory and regulatory time periods for review, comment or other action are in compliance with procedures and requirements of 24 CFR Part 58.
7. In accordance with 24 CFR 58.71(b), the responsible entity will advise the recipient (if different from the responsible entity) of any special environmental conditions that must be adhered to in carrying out the project.

As the duly designated certifying official of the responsible entity, I also certify that:

8. I am authorized to and do consent to assume the status of Federal official under the National Environmental Policy Act of 1969 and each provision of law designated in the 24 CFR 58.5 list of NEPA-related authorities insofar as the provisions of these laws apply to the HUD responsibilities for environmental review, decision-making and action that have been assumed by the responsible entity.
9. I am authorized to and do accept, on behalf of the recipient personally, the jurisdiction of the Federal courts for the enforcement of all these responsibilities, in my capacity as certifying officer of the responsible entity.

Signature of Certifying Officer of the Responsible Entity X 	Title of Certifying Officer Vicki Been, Commissioner, HPD
	Date signed 2/12/16

Address of Certifying Officer
100 Gold Street, New York NY 10038

Part 3. To be completed when the Recipient is not the Responsible Entity

The recipient requests the release of funds for the programs and activities identified in Part 1 and agrees to abide by the special conditions, procedures and requirements of the environmental review and to advise the responsible entity of any proposed change in the scope of the project or any change in environmental conditions in accordance with 24 CFR 58.71(b).

Signature of Authorized Officer of the Recipient X	Title of Authorized Officer
	Date signed

Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)

NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS

February 3, 2016

The City of New York - Department of Housing Preservation & Development
100 Gold Street
New York, NY 10038
(212) 863-6389

On or about February 12, 2016, the City of New York - Department of Housing Preservation & Development (HPD) will submit a request to the U.S. Department of Housing and Urban Development (HUD) for the release of funds from HUD's 2015 Lead Hazard Reduction Demonstration Grant (Grant Agreement Number NYLHD0275-15). This grant is authorized by Sec. 1011 of the Residential Lead-Based Paint Hazard Reduction Act of 1992 (Title X of the Housing and Community Development Act of 1992), Public Law 102-550. The Healthy Homes supplemental funding is authorized under Section 502 of the Housing and Urban Development Act of 1970 (12 U.S.C. 1701z-2). Funding was approved and provided through the Department of Housing and Urban Development Appropriations Act, 2015 (Public Law 113-235).

The 2015 Lead Hazard Reduction Demonstration Grant offers grant funding to building owners for lead treatment through NYC's Primary Prevention Program (PPP), a joint initiative between HPD and the New York City Department of Health and Mental Hygiene (DOHMH). The Program gives owners the means to make their buildings lead-safe through a mixture of abatement and low-level interim treatment work. The grants are dispensed as forgivable loans, valued at an average of \$9,000 to \$10,000 per apartment depending on the scope of work. The grant will help reduce lead-paint hazards in 230 units, located in high-risk neighborhoods of the New York City boroughs of Brooklyn, the Bronx, and Queens, and housed in buildings constructed prior to 1960. The requested funding would support New York City's ongoing efforts to prevent childhood lead poisoning. HPD's Primary Prevention Program is requesting the release of \$3,714,272, including \$325,000 of Healthy Homes Supplemental funding. It is currently anticipated that up to 100 of the total 230 units would be assisted with Healthy Homes Supplemental funding, with an average cost of \$1,000-\$10,000 per unit. The grant will be supported by \$600,000 in match funding from the City of New York, for the period November 16, 2015 to November 15, 2018.

The proposed hazard control activities to be funded under this/these program(s) is/are categorically excluded from the National Environmental Policy Act requirements, but subject to compliance with some of the environmental laws and authorities listed at § 58.5 of 24 CFR Part 58. In accordance with §58.15, a tiered review process has been structured, whereby some environmental laws and authorities have been reviewed and studied for the intended target area(s) listed above. Other applicable environmental laws and authorities will be complied with, when individual projects are ripe for review. Specifically, the target area(s) has/have been studied and compliance with the following laws and authorities have been established in this Tier 1 review: Floodplain Management, Coastal Barriers Resource Act, and Coastal Zone Management Act. In the Tiered 2 review, compliance with the following environmental laws and authorities will take place for proposed projects funded under the program(s) listed above: Historic Preservation, National Flood Insurance Program requirements, Explosive & Flammable Operations, toxics/hazardous materials. Should individual aggregate projects exceed the threshold for categorical exclusion detailed at §58.35(a), an Environmental Assessment will be completed and a separate Finding of No Significant Impact and Request for Release of Funds

published. Copies of the compliance documentation worksheets are available at the address below.

An Environmental Review Record (ERR) that documents the environmental determinations for this project, and more fully describes the tiered review process cited above, is on file at HPD, Office of Development – Building and Land Development Services, Environmental Planning, 100 Gold Street, 7A, New York, New York 10038. The ERR is also available on HPD's website at <http://www1.nyc.gov/site/hpd/developers/environmental-review.page>.

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to HPD. Written comments or objections to the obligation and/or use of Lead Hazard Reduction Demonstration Grant funds should be submitted electronically via email to nepa_env@hpd.nyc.gov or through the mail at 100 Gold Street, 7A-4, New York, NY 10038 on or before February 11, 2016. All comments received will be considered by HPD prior to authorizing submission of a Request for Release of Funds and Environmental Certification to HUD. No comments or objections received after this date will be considered.

RELEASE OF FUNDS

The City of New York certifies to HUD that Vicki Been in her official capacity as Commissioner consents to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. HUD's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows HPD to utilize federal funds and implement the Program.

OBJECTIONS TO RELEASE OF FUNDS

HUD will consider objections to its release of funds and HPD certification for a period of fifteen days following either the anticipated submission date (cited above) or HUD's actual receipt of the request (whichever is later) only if the objections are on one of the following bases: (a) that the Certification was not executed by the Certifying Officer of HPD; (b) HPD has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) HPD has committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by HUD; (d) another Federal agency acting pursuant to 40 CFR Part 1504 has submitted a written finding that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58), and may be addressed to HUD as follows: Karen M. Griego, Office of Lead Hazard Control and Healthy Homes, Program Environmental Clearance Officer, U.S. Department of Housing and Urban Development, 500 Gold Ave SW, 7th Floor, Suite 7301, Albuquerque, NM 87103-0906. Potential objectors may contact HUD directly to verify the actual last day of the objection/comment period.

Vicki Been, Commissioner
City of New York - Department of Housing Preservation & Development

An Independent Weekly Newspaper

State of New York

ss:

County of New York

I, **Bill Plant**, solemnly swear that I am

Legals Manager

Of the **NEW YORK OBSERVER**, published in the English language in the County of New York, State of New York, and that from my own personal knowledge and reference to the files of said publication the attached

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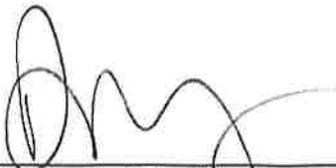
was published on the following date(s):

- 2/3/2016



Bill Plant

Subscribed and sworn to before me
This 3RD day of FEBRUARY, 2016



(notary public) My commission expires: 12/28/19
Danielle Mowery, Kings County, No. 01MO6334929

DANIELLE MOWERY
Notary Public, State of New York
No. 01MO6334929
Qualified in King County
Commission Expires December 28, 2019

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Bill de Blasio, Mayor
Vicki Been, Commissioner

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK

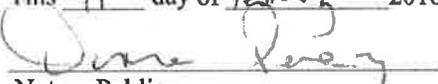
COUNTY OF NEW YORK

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Alison Bloom

**Subscribed to and
Sworn before me**

This 11th day of February 2016


Notary Public

Donna Perez
Notary Public State Of New York
No. 01PE6151365
Qualified In New York County
Commission Expires August, 14th - 2018

0805 Avisos Legales 0805 Avisos Legales 0805 Avisos Legales

AVISO DE INTENCIÓN DE SOLICITUD DE LIBERACIÓN DE FONDOS

En o alrededor del 12 de febrero de 2016, la Ciudad de Nueva York - Departamento de Vivienda y Desarrollo Urbano (HPD, por sus siglas en inglés) presentó al Departamento de Vivienda y Desarrollo Urbano de los EE. UU. (HUD, por sus siglas en inglés)...

La Subvención de Demostración de Reducción de Peligro por Plomo de 2015 ofrece subvenciones a los propietarios de edificios para el tratamiento del plomo a través del Programa de Prevención Primaria (PPP, por sus siglas en inglés) de NYC...

Las actividades de control de residuos propuestas a ser financiadas bajo este(s) programa(s) están categoricamente excludidas de los requerimientos de la Ley Nacional de Política Ambiental...

Un Registro de Revisión Ambiental (ERR, por sus siglas en inglés) que documenta las determinaciones ambientales para este proyecto, y más plenamente describe el proceso de revisión de niveles de riesgo anterior...

COMENTARIOS PÚBLICOS

Cualquier individuo, grupo o agencia pueden presentar comentarios por escrito sobre el ERR a HPD. Los comentarios por escrito u objeciones a la obligación y/o uso de los fondos de la Subvención de Demostración...

LIBERACIÓN DE FONDOS

La Ciudad de Nueva York certifica a HUD que Vicki Been en su capacidad de Comisionada de su consentimiento para aceptar la jurisdicción de la Corte Federal si una acción es llevada para hacer cumplir las responsabilidades...

OBJECIONES PARA LA LIBERACIÓN DE FONDOS

HUD considerará objeciones para su liberación de fondos y la certificación de HPD por un periodo de quince días siguientes, ya sea la fecha de presentación anticipada (citada anteriormente) o la recepción efectiva de HUD...



Bill de Blasio, Alcalde
Vicki Been, Comisionada

SERVICIOS LEGALES

1002 Abogados 1002 Abogados 1002 Abogados

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ABSTRACT

On behalf of the City of New York, the New York City Departments of Housing Preservation and Development (“HPD”) and of Health and Mental Hygiene (“DOHMH”) submit a proposal for grant funding under HUD’s Notice of Funding Availability for the 2015 Lead Hazard Reduction Demonstration (LHRD) Grant program. The first objective of this proposal is to continue HPD’s program to reduce lead-based paint hazards in 240 units, located in high-risk neighborhoods in the boroughs of Brooklyn, the Bronx, and Queens, and housed in buildings constructed prior to 1940. This application also proposes to leverage the Healthy Homes Supplemental funds to build on a set of Mayoral initiatives that the agency is advancing as highlighted in three citywide policy plans: “One New York: The Plan for a Strong and Just City”, the de Blasio Administration’s plan for a sustainable and resilient city; “Housing New York: A Five Borough, 10-Year Housing Plan”, to create and preserve 200,000 units of affordable housing; and “One City: Built to Last”, the City’s ten year plan to achieve 80 percent reduction in citywide GHG emissions by 2050. Utilizing the LHRD and Healthy Homes funds in conjunction with HPD’s Green Preservation Initiatives, which include the recently developed Green Physical Needs Assessment (GPNA), the new Green Housing Preservation Program and the Primary Prevention Program to reduce lead-hazards; HPD and DOHMH will develop methods that can be integrated across all preservation programs. HPD preserves 12,000 units annually; the Healthy Homes Supplemental funds will enable HPD to identify best practices to be integrated across preservation finance programs. HPD therefore requests \$325,000 of Healthy Homes Supplemental funding to be deployed within its treatment to assist the City’s ongoing commitment to eliminating lead hazards and childhood lead poisoning, bringing this total request to \$3,825,000 in federal funds.

Based on DOHMH’s surveillance data of elevated blood lead levels in children, HPD elected the boroughs of Brooklyn, Queens and the Bronx as its targeted areas and will specifically focus outreach to areas within the boroughs where EBLs are the highest. Based on the U.S. Bureau of the Census, 2008-2012 American Community Survey 5 Year Estimates, and the U.S. Census Bureau, 2014 New York City Housing and Vacancy Survey, these areas have the highest incidences of elevated blood lead levels in children less than six years of age, a significant number of buildings built pre-1940, and high percentage of families living at very-low income levels. HPD and DOHMH will partner with three community-based organizations to conduct outreach to owners in need of assistance.

HPD and DOHMH have a successful record of using federal grants for lead paint treatment. Both City agencies have received multiple HUD Lead Hazard Control (LHC)/ LHRD Grants since 1995. Excluding the current 2012 grant, which is active, and the LHRD 2010 Grant, which will be in its close-out period as of August, 2015, HPD has successfully completed 9¹ grants that have treated and cleared over 4,000 units, which represent 595 units over its original target. HPD was also funded by three Lead Outreach grants in 2003, 2004, and 2005 for a total of \$1.5 million.

¹ Round II: NYLAG002194; Round IV: NYLAG007497; Round VIII: NYLHB016600; LHRD 2003: NYLHD0009-03; LHRD 2004: NYLHD0023-04; LHRD 2005: NYLHD0139-05; LHRD 2007: NYLHD0169-07; LHRD 2010: NYLHD0214-10; LHC 2005: NYLHB0296-05; LHC 2007: NYLHB0356-07

Under these three initiatives 570 units were enrolled for lead-risk assessment and treatment, or 140 above its goal of 430 units. As of the last quarterly report for the 2010 and 2012 LHRD grants, the Program has completed and cleared 304 out of its planned 540 units.

The City's proposal describes HPD's planned partnership with three community-based organizations (CBOs) to conduct outreach to community members related to lead health hazards and to identify and enroll buildings in the program: Belmont Arthur Avenue Local Development Corporation (BAALDC) of the Bronx and Pratt Area Community Council (PACC) of Brooklyn, and Neighborhood Housing Services of New York City (NHS-NYC). The three groups have been serving their respective communities with housing assistance and other social outreach services for more than three decades and trained multi-lingual staff who work with owners, tenants and tenants organizations. They also offer services, including owner outreach for building improvements, home ownership, counseling and rehabilitation of affordable housing.

The requested grant funding will support several objectives during the proposed 36 months of the grant's term: to treat 240 units, address housing related health hazards in conjunction with the lead-based paint hazard reduction scope of work, provide outreach to local community organizations and training opportunities and to have 75 children less than 6 years of age screened for lead poisoning. The three CBO's will coordinate with their local community leadership; engage tenants' groups and enroll buildings in the program. The local community leaders will be a conduit to assist with contacting owners, faith-based organizations, libraries, schools, and planned community events. Training and certification courses will also be offered to local minority contract workers. The three CBO partners will identify 120 workers to be trained in EPA licensing and 3,000 local residents to be trained in healthy homes and lead poisoning prevention seminars in the respective target neighborhoods. All trainings will be provided by DOHMH.

All goals will be monitored by the Program on a daily, weekly, and monthly basis, described within Tables 4.1 and 4.2 within the narrative. Monthly Lead Task Force meetings will track the progress of the Program's strengths and weaknesses, and develop alternative plans to ensure the effectiveness of its strategies. Each objective is supported by benchmarks.

The proposal will leverage additional public and private sources. City match, including match in-cash and match-in-kind contributions, will be \$1,778,309. The total match contributions represent 46.5% of the requested federal lead grant. These match funds exceed grant requirements. The federal costs involving both Direct Labor and Other Direct costs constitute 98% of the grant request, which includes the Healthy Homes Supplement portion, leaving less than 2% for Indirect or Administrative costs.

If there are questions regarding this application, the following staff can be reached: Thomas O'Hagan, Program Director, Department of Housing Preservation and Development, 212-863-6389, TOH@hpd.nyc.gov; Laura Slutsky, Executive Director of Green Preservation Initiatives, HPD; 212-863-8315, slutskyl@hpd.nyc.gov.

**Office of Lead Hazard Control and Healthy Homes (2015)
 Determination of Exemption per 24 CFR 58.34(a)
 and
 Determination of CENST per 24 CFR 58.35(b)**

Grantee Name: City of New York – Department of Housing Preservation & Development (HPD)
 Grant Number:
 Grantee Address: 100 Gold Street, New York, NY 10038
 Project Description: Reduce lead-based paint hazards in 230 units, located in high-risk neighborhoods in the boroughs of Brooklyn, the Bronx, and Queens, and housed in buildings constructed prior to 1940. (refer to attached abstract)
 Funding Source(s): Lead Hazard Control Lead Hazard Reduction Demo Healthy Homes Supplemental (A)
 Funding Amount(s): LHRD: \$2,427,272; Healthy Homes Supplemental: \$0.00

**May be used to document compliance with “Exempt projects” at 24 CFR 58.34(a)
 May be subject to provisions of Sec 58.6, as applicable**

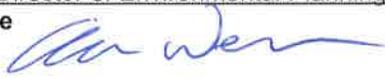
I hereby certify that the above detailed project has been reviewed and determined to be exempt from environmental review per 24 CFR 58.34(a) as follows (mark all that apply):

	1. Environmental and other studies, resource identification and the development of plans and strategies;
	2. Information and financial services;
<input checked="" type="checkbox"/>	3. Administrative and management activities;
	4. Public services that will not have a physical impact or result in any physical changes, including but not limited to services concerned with (Sec 3) <i>employment</i> , crime prevention, child care, <i>health</i> , drug abuse, <i>education</i> , counseling, energy conservation and welfare or recreational needs;
<input checked="" type="checkbox"/>	5. Inspections and testing of properties for hazards or defects;
	6. Purchase of insurance;
	7. Purchase of tools;
<input checked="" type="checkbox"/>	8. Engineering or design costs;
<input checked="" type="checkbox"/>	9. Technical assistance and training;
	10. Assistance for temporary or permanent improvements that do not alter environmental conditions and are limited to protection, repair, or restoration activities necessary only to control or arrest the effects from disasters or imminent threats to public safety including those resulting from physical deterioration;
	11. Payment of principal and interest on loans made or obligations guaranteed by HUD;
	12. Any of the categorical exclusions listed in Sec. 58.35(a) provided that there are no circumstances that require compliance with any other Federal laws and authorities cited in Sec. 58.5.

If your project (in whole) or a specific activity fits into any of the above categories, a Request for Release of Funds (RROF) is not required. No further environmental release or approval from HUD is necessary for these activities. However, the Responsible Entity must still document in writing its compliance with and/or determine the applicability of “other requirements” per 24 CFR 58.6 (third page of this document).

By signing below, the Responsible Entity certifies, in writing, that each activity or project is exempt and meets the conditions specified for such exemption under section 24 CFR 58.34(a). Please send the original to the Program Environmental Clearance Officer and keep a copy of this determination in your program or project files.

Aaron Werner – Deputy Director of Environmental Planning – City of New York HPD

Preparer Name and Title
 Preparer Signature: 

Date 2/12/16

John E. Gearity – Assistant Commissioner of Building and Land Development Services – City of New York HPD

Responsible Entity (RE) Official-Name/Title
 RE Signature: 

Date 2/12/16

May be used to document compliance with “Categorically Excluded Not Subject To” (CENST) projects at 24 CFR 58.35(b)

NOTE: May be subject to provisions of Sec 58.6.

I hereby certify that some or all of the above detailed project/program has been reviewed and determined to be categorically excluded from environmental review per 24 CFR 58.35(b) as follows (mark all that apply):

	1. Supportive services including, but not limited to, health care, housing services, permanent housing placement, day care, nutritional services, short-term payments for rent/mortgage/utility costs, and assistance in gaining access to local, State, and Federal government benefits and services;
X	2. Operating costs including maintenance, security, operation, utilities, furnishings, equipment, supplies, staff training and recruitment and other incidental costs;
	3. Economic development activities, including but not limited to, equipment purchase, inventory financing, interest subsidy, operating expenses and similar costs not associated with construction or expansion of existing operations;

If your project (**in whole**) or a specific activity fits into any of the above categories, a Request for Release of Funds (RROF) is not required. No further environmental release or approval from HUD is necessary for these activities. However, the Responsible Entity must still document in writing its compliance with and/or determine the applicability of “other requirements” per 24 CFR 58.6 (second page of this document).

By signing below, the Responsible Entity certifies, in writing, that each activity or project is exempt and meets the conditions specified for such exemption under section 24 CFR 58.34(a). Please send the original to the Program Environmental Clearance Officer and keep a copy of this determination in your program or project files.

Aaron Werner – Deputy Director of Environmental Planning – City of New York HPD

Preparer Name and Title

Preparer Signature:



Date 2/12/16

John E. Gearity – Assistant Commissioner of Building and Land Development Services – City of New York HPD

Responsible Entity (RE) Official-Name/Title

RE Signature:



Date 2/12/16

LEVEL OF ENVIRONMENTAL REVIEW DETERMINATION: (2015)

***Note: Not applicable at the program environmental review (Tier 1) stage for OLHCHH Lead-Based Paint Hazard Control or Lead Hazard Reduction Demonstration Grants where compliance documentation for 24 CFR 58.6 provisions are required at the (Tier 2) project-level.**

Project Name / Description:

Level of Environmental Review (cite regulation):

(Exempt per 24 CFR 58.34; Categorically excluded not subject to statutes per § 58.35(b); Categorically excluded subject to statutes per § 58.35(a); Environmental Assessment per § 58.36.)

STATUTES and REGULATIONS listed at 24 CFR 58.6

FLOOD INSURANCE / FLOOD DISASTER PROTECTION ACT

1. Does the project involve the acquisition, construction, or rehabilitation of structures, buildings, or mobile homes?
() No; flood insurance is not required. The review of this factor is completed.
() Yes; continue.
2. Is the structure or part of the structure located in a FEMA designated Special Flood Hazard Area?
() No. Source Document (FEMA/FIRM floodplain zone designation, panel number, date): _____ (Factor review completed).
() Yes. Source Document (FEMA/FIRM floodplain zone designation, panel number, date): _____ (Continue review).
3. Is the community participating in the National Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)?
() Yes - Flood Insurance under the National Flood Insurance Program must be obtained and maintained for the economic life of the project, in the amount of the total project cost. A copy of the flood insurance policy declaration must be kept in the Environmental Review Record.
() No (**Federal assistance may not be used in the Special Flood Hazards Area**).

COASTAL BARRIERS RESOURCES ACT

1. Is the project located in a coastal barrier resource area? (See <http://www.fws.gov/cbra/>).
() No; Cite Source Documentation: _____

(This element is completed).

- () Yes - **Federal assistance may not be used in such an area.**

AIRPORT RUNWAY CLEAR ZONES AND CLEAR ZONES DISCLOSURES

1. Does the project involve the sale or acquisition of existing property within a Civil Airport's Runway Clear Zone, Approach Protection Zone, or a Military Installation's Clear Zone?
() No; cite Source Document, page: _____

Project complies with 24 CFR 51.303(a)(3).

- () Yes; **Disclosure statement must be provided** to buyer and a copy of the signed disclosure statement must be maintained in this Environmental Review Record.

Preparer Name and Title **Signature** **Date**

Responsible Entity Official-Name/Title **Signature** **Date**



OLHCHH Rehabilitation Environmental Review (FY 2015)

This RER tiered review format [per 24CFR §58.15] may only be used for the environmental review of the **rehabilitation (i.e., lead-based paint hazard control, healthy homes interventions) of existing residential structures** [according to §58.35(a)(3)(i)] with or without the acquisition of the existing structure [according to §58.35(a)(5)]. **It may not be used for projects involving changes in use or new construction activities.** It may also be used for the rehabilitation of individual units in a multi-family structure, but not for the rehabilitation/acquisition of an entire multi-family building (>4 units) per §58.35(a)(3)(ii), where using a Statutory Worksheet is recommended (consult OLHCHH Program Environmental Clearance Officer). **NOTE: Consult OLHCHH PECO should you wish to alter this recommended worksheet format.**

Grant ID, program/project name, description: (include maximum number of units to be remediated and maximum per-project grant/loan amounts)

2015 Lead Hazard Reduction Demonstration Grant (NYLHD0275-15)

The 2015 Lead Hazard Reduction Demonstration Grant offers grant funding to building owners for lead treatment through NYC's Primary Prevention Program (PPP), a joint initiative between HPD and the New York City Department of Health and Mental Hygiene (DOHMH). The Program gives owners the means to make their buildings lead-safe through a mixture of abatement and low-level interim treatment work. The grants are dispensed as forgivable loans, valued at an average of \$9,000 to \$10,000 per apartment depending on the scope of work. The grant will help reduce lead-paint hazards in 230 units, located in high-risk neighborhoods of the New York City boroughs of Brooklyn, the Bronx, and Queens, and housed in buildings constructed prior to 1960. The requested funding would support New York City's ongoing efforts to prevent childhood lead poisoning. HPD's Primary Prevention Program is requesting the release of \$3,714,272, including \$325,000 of Healthy Homes Supplemental funding. It is currently anticipated that up to 100 of the total 230 units would be assisted with Healthy Homes Supplemental funding, with an average cost of \$1,000-\$10,000 per unit. The grant will be supported by \$600,000 in match funding from the City of New York, for the period November 16, 2015 to November 15, 2018.

(See attached Abstract for additional information)

Period of Performance

From: (month/year) **November 16, 2015** **To:** (month/year) **November 18, 2018**

Area of Consideration: (Define the geographic area from which applications for this program will be accepted. Attach a composite map showing target area and floodplains.)

The grant will help reduce lead-paint hazards in 230 units, located in high-risk neighborhoods of the New York City boroughs of Brooklyn, the Bronx, and Queens.

See Figure 1 – Target Areas and Figure 2 – Floodplains

Instructions: The Factors addressed in this RER, Tier I, apply to the entire program **area of consideration**.

Prepare an RER worksheet ***once for each program*** that meets the criteria of rehabilitation/acquisition at §58.35(a)(3) & (a)(5), and retain it in the Environmental Review Record (ERR). A new RER must be completed

whenever there is a new Consolidated Plan, *LHC/LHRD/HHP award* or *changes in the area of consideration* or changes in the environmental conditions which could affect the program. Publish or disseminate a Notice of Intent to Request Release of Funds (NOI/RROF) per §58.70, after completion of this RER. The NOI/RROF shall identify the issues to be addressed in the site-specific reviews (Appendix A) per §58.15. **Do not commit HUD funds to any specific projects before obtaining the Authority to Use Grant Funds** (HUD form 7015.16) for the program or before completing the site-specific Appendix A.

Site specific factors listed at Sections 58.5 and 58.6 (including historic preservation, explosive/flammable operations, toxic substances, airport clear zones, flood insurance, coastal barriers) shall be addressed by completing an Appendix A after an individual application is received and **before approving any specific loan or grant**. A separate Appendix A shall be completed and maintained for each project to document compliance with these laws and authorities. **Appropriate mitigation of impacts shall be documented and carried out for each site. Documents supporting compliance shall be maintained in the ERR.**

TARGET AREA – WIDE FACTORS

Floodplain Management

Is any part of the area of consideration located in a Special Flood Hazard Area (SFHA, i.e., area designated "A" or "V" Zone by FEMA or best available information if the area is unmapped)?

(X) YES; complete Part I on page 2 of this worksheet.

() NO; **provide Source Documentation.**

Source Documentation (FEMA FIRM panel number(s) and dates): _____

(The entire program is in compliance with Executive Order 11988, Floodplain Management).

See Figure 2 – Target areas and Floodplains. Some buildings applying for grant funds may be located in the 100-year Special Flood Hazard Area (SFHA). However, based on New York City real estate values and the trends of previous LHRD grants, it is anticipated that this program will not involve the rehabilitation of single-family or multifamily units with total costs that are more than 50% of the market value of the structure before rehabilitation. In the unlikely event that a target property is located in the 100-year SFHA and total costs exceed 50% of the market value of the structure before rehabilitation, HPD will conduct a site-specific 8-step process at the Tier II level for the target property.

Through the Tier II process, HPD will ensure that any target properties within the 100-year SFHA maintain flood insurance for the statutorily-prescribed period and dollar amount. A copy of the flood insurance Policy Declaration will be maintained in the Environmental Review Record.

Coastal Zone Management

Is any part of the area of consideration within the Coastal Zone according to the local or State Coastal Commission, Planning Department or equivalent (if certified Local Coastal Plan)?

(X) YES; complete Part II of this worksheet.

() NO; **provide Source Documentation.**

Source Documentation: _____

NOTES: Ordinarily, the following laws/authorities listed at 24 CFR 58.5 are not invoked by housing rehabilitation projects: Executive Order 11990 Protection of Wetlands; Endangered Species Act, 16 USC 1531 et seq., as amended, particularly 16 USC 1536, 50 CFR 402; Wild and Scenic Rivers Act of 1968, 16 U.S.C. 1271 et. seq., as amended [particularly Sections 7(b) and (c)]; Clean Air Act, 42 U.S.C. 7401 et seq. as amended, particularly section 176(c) and (d), Farmland Protection Act, 7 CFR 658.3(c); Noise Abatement, 24 CFR 51.101(a)(2); Sole Source Aquifers, Memorandum of Agreement between HUD Region IX and U.S. Environmental Protection Agency Region IX, dated 4/30/90, and Executive Order 12898 Environmental Justice. **However, should exceptional circumstances**

require compliance steps with any of these authorities, such compliance must be documented prior to committing funds for site-specific projects.

Part I FLOODPLAIN MANAGEMENT

1. Will this program involve the rehabilitation (i.e., LHC/HH + minor rehab) of single-family or multifamily units costing more than 50% of the market value of the structure before rehabilitation within **Special Flood Hazard Areas** (100 yr. floodplain)? *Or, see “*NOTE” below.*

() Yes, proceed to question #2.

(X) No, compliance with Executive Order 11988 is established by program definition.

2. Comply with Executive Order 11988 by completing the 8-step-decision-making process per 24 CFR §55.20, for the entire area of consideration. KEEP A COPY OF THIS 8-STEP PROCESS (including copies of all published notices) in the ERR.

3. Did the 8-step process result in a determination that there is no practicable alternative to carrying out the residential rehabilitation/acquisition/disposition activities within the Special Flood Hazard Area (SFHA)?

() Yes; proceed () No; proceed

4. Is the community participating in the National Flood Insurance Program?

(X) Yes; proceed () No; proceed

5. Select only one of the following choices:

() Either the answer to question #3 or #4 (or to both) is “no”, therefore, rehabilitation activities from this program *cannot be approved within a SFHA.*

() Both answers to questions #3 and #4 are “yes”, therefore, rehabilitation activities may proceed in SFHA’s, subject to the implementation of mitigation measures identified in the 8 Step Process. *

*** NOTE:** As an alternative to doing the 8-step process, the responsible entity may choose to revise the boundaries of the area of consideration (target area) to exclude all the Special Flood Hazard Areas (SFHA’s). However, properties within the excluded portions would then be ineligible for HUD-assisted rehabilitation loans or grants under this review). Document whether this is the program alternative:

WARNING: The *Flood Disaster Protection Act* (listed at §58.6) additionally mandates the purchase of **flood insurance** for buildings located in SFHA’s as a condition of approval for federal financial assistance. Flood insurance protection is mandatory for acquisition, construction, reconstruction, repair and improvement activities, *including lead-based paint hazard control and healthy homes interventions.* Responsible Entities with projects located in SFHA’s are responsible for ensuring that flood insurance is maintained for the statutorily-prescribed period and dollar amount. In the case of grants, flood insurance must be maintained for the life of the building. In the case of loans, flood insurance must be maintained for the term of the loan. **A copy of the flood insurance Policy Declaration must be maintained in the Environmental Review Record.** The amount of flood insurance coverage must be at least equal to the total project cost (less the estimated land cost) or to the maximum limit of coverage made available by the NFIP Act.

Part II COASTAL ZONE MANAGEMENT

Complete this part if any part of the area of consideration lies within the designated Coastal Zone.

1. Have all rehabilitation activities under this entire program been found to be consistent with the

applicable Coastal Zone Management Plan?

(X) Yes, proceed to next question; () No; proceed to next question.

Source Documentation (attach permit or determination of consistency):

See attached Figure 3 and determination of consistency from the NYS Dept. of State Division of Coastal Resources

a. If question #1 was answered "Yes" and documented, STOP HERE. Compliance with the Coastal Zone Management Act is established.

b. If question #1 was answered "No", obtain the coastal zone permit or determination of consistency.

DO NOT APPROVE the loan or grant within the COASTAL ZONE before doing this.

Aaron Werner – Deputy Director of Environmental Planning – HPD

Preparer Name and Title

Preparer Signature: 

Date: 2/12/16

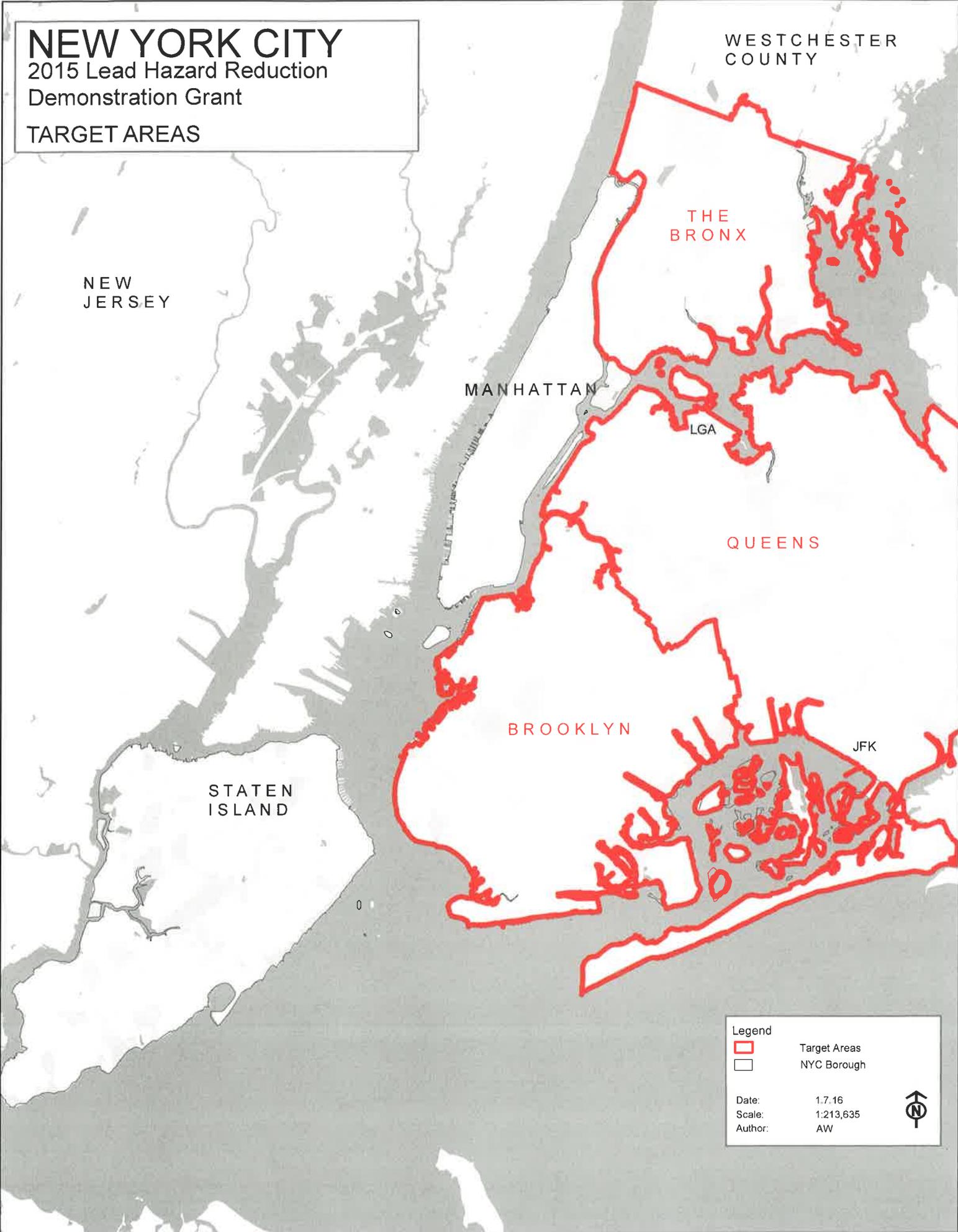
John E. Gearrity – Assistant Commissioner of Building and Land Development Services – HPD

Responsible Entity (RE) Official-Name/Title

RE Signature: 

Date: 2/12/16

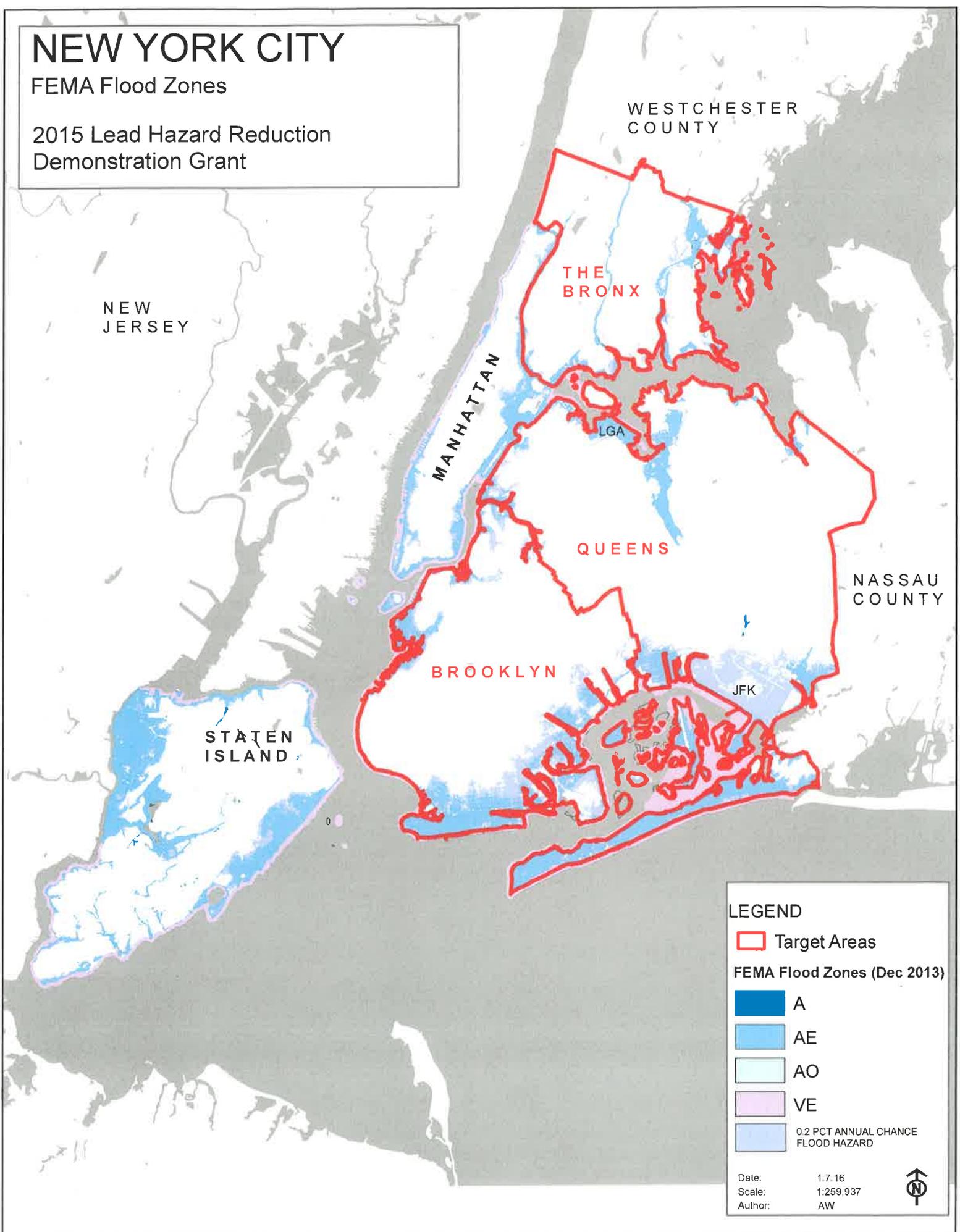
NEW YORK CITY
2015 Lead Hazard Reduction
Demonstration Grant
TARGET AREAS



NEW YORK CITY

FEMA Flood Zones

2015 Lead Hazard Reduction
Demonstration Grant



January 8, 2016

John Gearrity, Assistant Commissioner
City of New York - Dept. of Housing
Preservation & Development (HPD)
100 Gold Street, Room 70-1
New York, NY 10038

Re: **F-2016-1056(FA)**
New York City Department of Housing and Urban
Development (HPD)

*Distribution of grant funding from HUD's 2015 Lead
Hazard Reduction Demonstration (LHRD) Program,
Including Healthy Homes Supplemental Funding –
Through NYC's Primary Prevention Program (PPP) –
Loans to owners to make buildings lead-safe; lead
abatement and lead treatment activities.*

General Concurrence - No Objection to Funding

Dear Mr. Gearrity:

The Department of State received information submitted regarding the above proposed financial assistance and has completed its review. Based on the information submitted, the Department of State has no objection to U.S. Department of Housing and Urban Development (HUD) funding in support of the above proposed activities.

This concurrence pertains to the federal financial assistance of the above activity or activities. As certain activities may require a federal permit or other form of federal agency authorization, the Department of State will conduct separate consistency review(s) of those permit activities at the time application(s) may be made to a federal agency.

Sincerely,



Jeffrey Zappieri,
Manager of Consistency Review
NYS Office of Planning & Development

JZ/ts

Cc: Aaron Werner - HPD



Department of
Housing Preservation
& Development
nyc.gov/hpd

VICKI BEEN
Commissioner
ERIC ENDERLIN
Deputy Commissioner
JOHN E. GEARRITY
Assistant Commissioner

Office of Development
Building & Land Development
Services
100 Gold Street
New York, N.Y. 10038

January 8, 2016

Mr. Jeffrey Zappieri, Supervisor
Consistency Review Unit
NYS Department of State - Division of Coastal Resources
99 Washington Avenue – Suite 1010
Albany, New York 12231

**Re: U.S. Department of Housing and Urban Development (HUD)
2015 Lead Hazard Reduction Demonstration Grant**

Dear Mr. Zappieri

The City of New York – Department of Housing Preservation & Development (HPD) has been awarded a federal grant from HUD intended to reduce lead hazards in New York City. Enclosed please find a completed New York City Waterfront Revitalization Program (WRP) Consistency Assessment Form for program activities proposed under the 2015 Lead Hazard Reduction Demonstration Grant.

The WRP Consistency Assessment form is being sent to your office for general concurrence with New York State's Coastal Management Program. A copy of this package has also been submitted to the New York City Department of City Planning's (DCP) Waterfront and Open Space Division.

If you have any questions or comments, please feel free to contact Aaron Werner at werner@hpd.nyc.gov or at 212-863-5953.

Sincerely,


John E. Gearrity
Assistant Commissioner, Building and Land Development Services - HPD

C: Michael Marella, DCP



For Internal Use Only:

WRP no. _____

Date Received: _____

DOS no. _____

NEW YORK CITY WATERFRONT REVITALIZATION PROGRAM Consistency Assessment Form

Proposed actions that are subject to CEQR, ULURP or other local, state or federal discretionary review procedures, and that are within New York City's designated coastal zone, must be reviewed and assessed for their consistency with the New York City Waterfront Revitalization Program (WRP). The WRP was adopted as a 197-a Plan by the Council of the City of New York on October 13, 1999, and subsequently approved by the New York State Department of State with the concurrence of the United States Department of Commerce pursuant to applicable state and federal law, including the Waterfront Revitalization of Coastal Areas and Inland Waterways Act. As a result of these approvals, state and federal discretionary actions within the city's coastal zone must be consistent to the maximum extent practicable with the WRP policies and the city must be given the opportunity to comment on all state and federal projects within its coastal zone.

This form is intended to assist an applicant in certifying that the proposed activity is consistent with the WRP. It should be completed when the local, state, or federal application is prepared. The completed form and accompanying information will be used by the New York State Department of State, other state agencies or the New York City Department of City Planning in their review of the applicant's certification of consistency.

A. APPLICANT

1. Name: City of New York - Department of Housing Preservation & Development (HPD)
2. Address: 100 Gold Street, New York, NY 10038 (c/o John Gearritj)
3. Telephone: 212-863-6539 Fax: _____ E-mail: gearritj@hpd.nyc.gov
4. Project site owner: (multiple sites with various owners)

B. PROPOSED ACTIVITY

1. Brief description of activity:

The City of New York has been awarded funding in connection with the 2015 Lead Hazard Reduction Demonstration (LHRD) Grant Program from the US Department of Housing and Urban Development (HUD). The Department of Housing Preservation & Development (HPD) will administer the 2015 LHC grant for the City of New York through its Primary Prevention Program (PPP). The Program gives owners the means to make their buildings lead-safe through a mixture of abatement and low-level interim treatment work. The grants are dispensed as forgivable loans, valued at between \$9,000 and \$10,000 per apartment, which is the average cost of the lead treatment work.

2. Purpose of activity:

The grant will help reduce lead-paint hazards in 240 units, located throughout the New York City boroughs of Brooklyn, the Bronx, and Queens, and housed in buildings constructed prior to 1940.

3. Location of activity: (street address/borough or site description):

The target areas include the New York City boroughs of Brooklyn, the Bronx, and Queens.

Proposed Activity Cont'd

4. If a federal or state permit or license was issued or is required for the proposed activity, identify the permit type(s), the authorizing agency and provide the application or permit number(s), if known:

N/A

5. Is federal or state funding being used to finance the project? If so, please identify the funding source(s).

HPD would utilize grant funding from HUD's 2015 Lead Hazard Reduction Demonstration (LHRD) Grant Program, including approximately \$325,000 of Healthy Homes Supplemental funding. The total amount of grant funding is \$3,714,272.

6. Will the proposed project require the preparation of an environmental impact statement?

Yes _____ No If yes, identify Lead Agency:

7. Identify city discretionary actions, such as a zoning amendment or adoption of an urban renewal plan, required for the proposed project.

N/A

C. COASTAL ASSESSMENT

Location Questions:

Yes No

1. Is the project site on the waterfront or at the water's edge?

2. Does the proposed project require a waterfront site?

3. Would the action result in a physical alteration to a waterfront site, including land along the shoreline, land underwater, or coastal waters?

Policy Questions

Yes No

The following questions represent, in a broad sense, the policies of the WRP. Numbers in parentheses after each question indicate the policy or policies addressed by the question. The new Waterfront Revitalization Program offers detailed explanations of the policies, including criteria for consistency determinations.

Check either "Yes" or "No" for each of the following questions. For all "yes" responses, provide an attachment assessing the effects of the proposed activity on the relevant policies or standards. Explain how the action would be consistent with the goals of those policies and standards.

4. Will the proposed project result in revitalization or redevelopment of a deteriorated or under-used waterfront site? (1)

5. Is the project site appropriate for residential or commercial redevelopment? (1.1)

6. Will the action result in a change in scale or character of a neighborhood? (1.2)

Policy Questions cont'd

Yes No

- | | Yes | No |
|---|-------------------------------------|-------------------------------------|
| 7. Will the proposed activity require provision of new public services or infrastructure in undeveloped or sparsely populated sections of the coastal area? (1.3) | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 8. Is the action located in one of the designated Significant Maritime and Industrial Areas (SMIA): South Bronx, Newtown Creek, Brooklyn Navy Yard, Red Hook, Sunset Park, or Staten Island? (2) | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 9. Are there any waterfront structures, such as piers, docks, bulkheads or wharves, located on the project sites? (2) | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 10. Would the action involve the siting or construction of a facility essential to the generation or transmission of energy, or a natural gas facility, or would it develop new energy resources? (2.1) | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 11. Does the action involve the siting of a working waterfront use outside of a SMIA? (2.2) | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 12. Does the proposed project involve infrastructure improvement, such as construction or repair of piers, docks, or bulkheads? (2.3, 3.2) | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 13. Would the action involve mining, dredging, or dredge disposal, or placement of dredged or fill materials in coastal waters? (2.3, 3.1, 4, 5.3, 6.3) | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 14. Would the action be located in a commercial or recreational boating center, such as City Island, Sheepshead Bay or Great Kills or an area devoted to water-dependent transportation? (3) | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 15. Would the proposed project have an adverse effect upon the land or water uses within a commercial or recreation boating center or water-dependent transportation center? (3.1) | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 16. Would the proposed project create any conflicts between commercial and recreational boating? (3.2) | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 17. Does the proposed project involve any boating activity that would have an impact on the aquatic environment or surrounding land and water uses? (3.3) | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 18. Is the action located in one of the designated Special Natural Waterfront Areas (SNWA): Long Island Sound- East River, Jamaica Bay, or Northwest Staten Island? (4 and 9.2) | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 19. Is the project site in or adjacent to a Significant Coastal Fish and Wildlife Habitat? (4.1) | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 20. Is the site located within or adjacent to a Recognized Ecological Complex: South Shore of Staten Island or Riverdale Natural Area District? (4.1 and 9.2) | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 21. Would the action involve any activity in or near a tidal or freshwater wetland? (4.2) | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 22. Does the project site contain a rare ecological community or would the proposed project affect a vulnerable plant, fish, or wildlife species? (4.3) | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 23. Would the action have any effects on commercial or recreational use of fish resources? (4.4) | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 24. Would the proposed project in any way affect the water quality classification of nearby waters or be unable to be consistent with that classification? (5) | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 25. Would the action result in any direct or indirect discharges, including toxins, hazardous substances, or other pollutants, effluent, or waste, into any waterbody? (5.1) | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 26. Would the action result in the draining of stormwater runoff or sewer overflows into coastal waters? (5.1) | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 27. Will any activity associated with the project generate nonpoint source pollution? (5.2) | <input type="checkbox"/> | <input checked="" type="checkbox"/> |
| 28. Would the action cause violations of the National or State air quality standards? (5.2) | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

Policy Questions cont'd

Yes No

29. Would the action result in significant amounts of acid rain precursors (nitrates and sulfates)? (5.2C)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
30. Will the project involve the excavation or placing of fill in or near navigable waters, marshes, estuaries, tidal marshes or other wetlands? (5.3)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
31. Would the proposed action have any effects on surface or ground water supplies? (5.4)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
32. Would the action result in any activities within a federally designated flood hazard area or state-designated erosion hazards area? (6)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
33. Would the action result in any construction activities that would lead to erosion? (6)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
34. Would the action involve construction or reconstruction of a flood or erosion control structure? (6.1)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
35. Would the action involve any new or increased activity on or near any beach, dune, barrier island, or bluff? (6.1)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
36. Does the proposed project involve use of public funds for flood prevention or erosion control? (6.2)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
37. Would the proposed project affect a non-renewable source of sand ? (6.3)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
38. Would the action result in shipping, handling, or storing of solid wastes, hazardous materials, or other pollutants? (7)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
39. Would the action affect any sites that have been used as landfills? (7.1)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
40. Would the action result in development of a site that may contain contamination or that has a history of underground fuel tanks, oil spills, or other form or petroleum product use or storage? (7.2)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
41. Will the proposed activity result in any transport, storage, treatment, or disposal of solid wastes or hazardous materials, or the siting of a solid or hazardous waste facility? (7.3)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
42. Would the action result in a reduction of existing or required access to or along coastal waters, public access areas, or public parks or open spaces? (8)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
43. Will the proposed project affect or be located in, on, or adjacent to any federal, state, or city park or other land in public ownership protected for open space preservation? (8)	<input checked="" type="checkbox"/>	<input type="checkbox"/>
44. Would the action result in the provision of open space without provision for its maintenance? (8.1)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
45. Would the action result in any development along the shoreline but NOT include new water-enhanced or water-dependent recreational space? (8.2)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
46. Will the proposed project impede visual access to coastal lands, waters and open space? (8.3)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
47. Does the proposed project involve publicly owned or acquired land that could accommodate waterfront open space or recreation? (8.4)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
48. Does the project site involve lands or waters held in public trust by the state or city? (8.5)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
49. Would the action affect natural or built resources that contribute to the scenic quality of a coastal area? (9)	<input type="checkbox"/>	<input checked="" type="checkbox"/>
50. Does the site currently include elements that degrade the area's scenic quality or block views to the water? (9.1)	<input type="checkbox"/>	<input checked="" type="checkbox"/>

Policy Questions cont'd

Yes No

51. Would the proposed action have a significant adverse impact on historic, archeological, or cultural resources? (10)

52. Will the proposed activity affect or be located in, on, or adjacent to an historic resource listed on the National or State Register of Historic Places, or designated as a landmark by the City of New York? (10)

D. CERTIFICATION

The applicant or agent must certify that the proposed activity is consistent with New York City's Waterfront Revitalization Program, pursuant to the New York State Coastal Management Program. If this certification cannot be made, the proposed activity shall not be undertaken. If the certification can be made, complete this section.

"The proposed activity complies with New York State's Coastal Management Program as expressed in New York City's approved Local Waterfront Revitalization Program, pursuant to New York State's Coastal Management Program, and will be conducted in a manner consistent with such program."

Applicant/Agent Name: City of New York - Department of Housing Preservation & Development

Address: 100 Gold Street, Rm 7O-1

New York, NY 10038 Telephone 212-863-6539

Applicant/Agent Signature:  Date: 1/3/16

COASTAL ASSESSMENT EXPLANATION OF CONSISTENCY

2015 Lead Hazard Reduction Demonstration (LHRD) Grant

The answer to the following Policy Questions was yes; therefore, more detailed explanations on relevant policies are provided below.

Policy Questions:

4. Will the proposed project result in revitalization or redevelopment of a deteriorated or under-used waterfront site? (1)

Yes, funding may support the revitalization of deteriorated residential buildings in coastal areas. Funding made available through the LHRD grant would be used to reduce lead hazards in existing residential buildings. It would support existing residential developments in coastal areas by creating safe housing conditions free of lead hazards.

5. Is the project site appropriate for residential or commercial redevelopment? (1.1)

Yes, the sites are appropriate since funding would be used to reduce lead hazards through rehabilitation activities in existing residential buildings. Funding would not result in new construction on any vacant sites.

8. Is the action located in one of the designated Significant Maritime and Industrial Areas (SMIA): South Bronx, Newtown Creek, Brooklyn Navy Yard, Red Hook, Sunset Park, or Staten Island? (2)

Older, existing residential buildings which are located within with one of the designated SMIA's may be funded through the LHRD grant; however, the rehabilitation activity associated with the LHRD grant would have no substantial effect on this policy.

18. Is the action located in one of the designated Special Natural Waterfront Areas (SNWA): Long Island Sound- East River, Jamaica Bay, or Northwest Staten Island? (4 and 9.2)

Older, existing residential buildings which are located within one of the designated SNWAs may be funded through the LHRD grant, however, the rehabilitation activity associated with the LHRD grant would have not affect on ecological systems or scenic resources within coastal areas. The LHC grant would have no substantial effect on either policy.

32. Would the action result in any activities within a federally designated flood hazard area or state designated erosion hazards area? (6)

Yes, some buildings applying for grant funds may be located in the 100-year Special Flood Hazard Area (SFHA). HPD will ensure that any target properties within the 100-year SFHA maintain flood insurance for the statutorily-prescribed period and dollar amount. A copy of the flood insurance Policy Declaration will be maintained in the Environmental Review Record.

According to HUD regulation 24 CFR §55.2(b)(10), if a proposed activity does not meet the threshold for "substantial improvement," i.e. the rehabilitation of single-family or multifamily units with total costs that are more than 50% of the market value of the structure before rehabilitation, compliance with the 8-step process for floodplain management is not required.

Based on New York City real estate values and the trends of previous LHRD grants, it is anticipated that this program will not involve the rehabilitation of single-family or multifamily units with total costs that are more than 50% of the market value of the structure before rehabilitation. In the unlikely event that a target property is located in the 100-year SFHA and total costs exceed

50% of the market value of the structure before rehabilitation, HPD will conduct a site-specific 8-step process at the Tier II level for the target property in accordance with 24 CFR 55.2.

38. Would the action result in shipping, handling, or storing of solid wastes, hazardous materials, or other pollutants? (7).

The LHRD grant would involve rehabilitation activities that may result in the generation, handling, storage and shipment of construction and demolition debris, and other regulated waste. The shipping, handling and storage of waste generated by LHRD-related activities would be handled in accordance with applicable regulations. No deleterious effects on humans or the environment are anticipated. Work would be performed by United States Environmental Protection Agency-licensed (EPA) firms with licensed workers who hold an EPA certification.

41. Will the proposed activity result in any transport, storage, treatment, or disposal of solid wastes or hazardous materials, or the siting of a solid or hazardous waste facility? (7.3)

The LHRD grant would involve rehabilitation activities that may result in the storage and transportation of construction and demolition debris, and other regulated waste. The waste would be transported by State licensed haulers that would comply with federal, state and local regulations regarding commercial trucking.

43. Will the proposed project affect or be located in, on, or adjacent to any federal, state, or city park or other land in public ownership protected for open space preservation? (8)

Buildings awarded funding through the LHRD grant may be located adjacent to federal, state, or city parkland or other land in public ownership protected for open space preservation; however, grant activities would occur at existing residential buildings and are limited to minor and moderate rehabilitation. The action would not alter public access to any public open space or coastal waters.

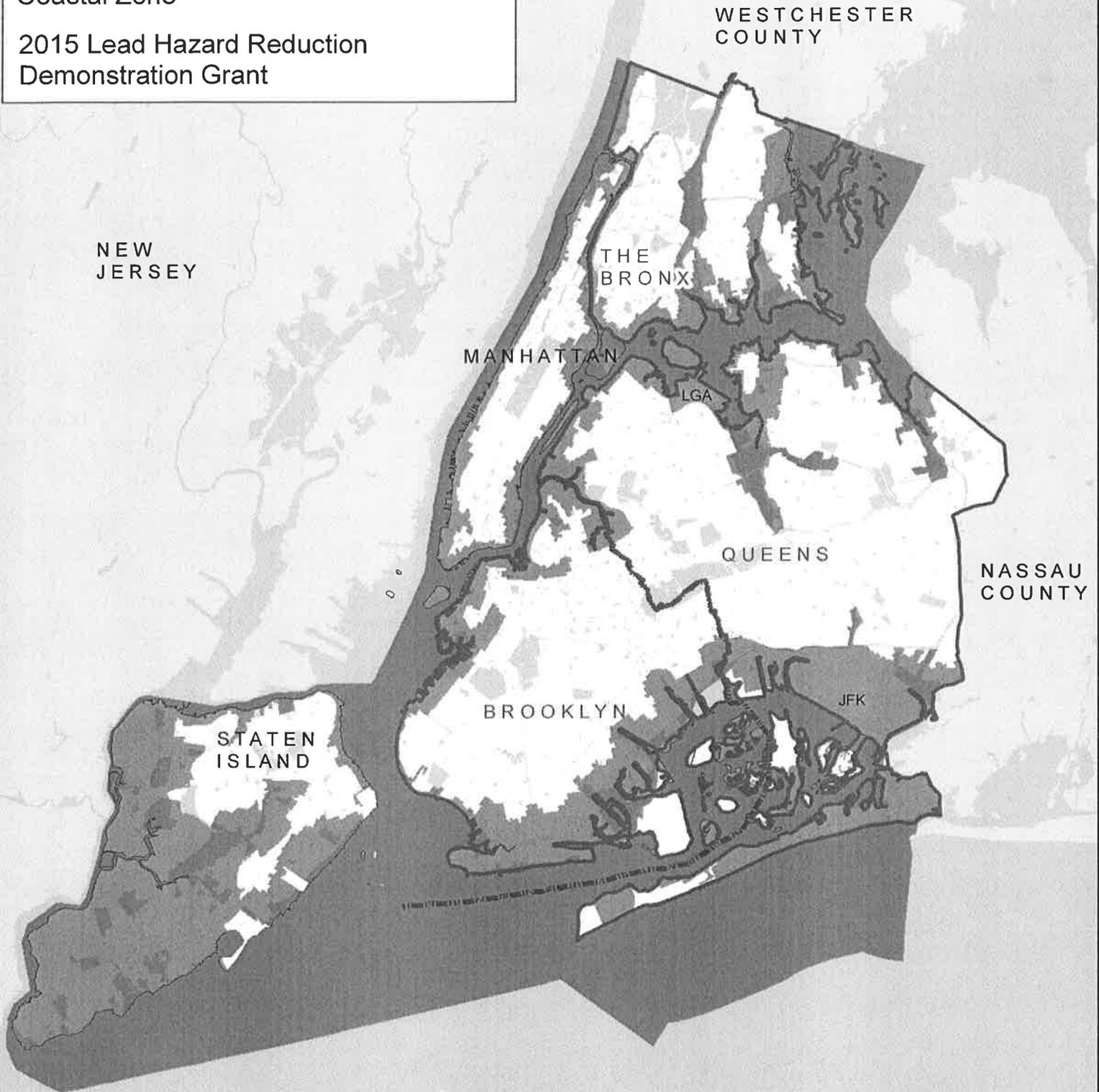
52. Will the proposed activity affect or be located in, on or adjacent to an historic resource listed on the National or State Register of Historic Places, or designated as a landmark by the City of New York ?(10)

Buildings awarded through the LHRD grant may be located in, on or adjacent to a historic resource listed on the National or State Register of Historic Places, or designated as a landmark by the City of New York. However, prior to a grant award, HPD will consult with the New York City Landmarks Preservation Commission. In the event the rehabilitation activity has the potential to affect a historic structure, it will be referred to the State Office of Historic Preservation (SHPO) to determine whether the project would result in an adverse effect on historic properties. In the event the project could result in an adverse effect on a historic property, HPD would resolve adverse effects in consultation with the SHPO, the Advisory Council on Historic Preservation (ACHP) if it wishes to participate, and any other consulting parties. The grant may not be approved until adverse effects are resolved or ACHP comment is considered by HPD.

NEW YORK CITY

Coastal Zone

2015 Lead Hazard Reduction
Demonstration Grant



NYC Coastal Zones

Legend

- Coastal Zone
- Target Area
- NYC Borough

Date: 1.7.16
Scale: 1:257,105
Author: AW

THE CITY OF NEW YORK
DEPARTMENT OF HOUSING PRESERVATION AND DEVELOPMENT
Office of the Commissioner

DEPARTMENTAL MEMORANDUM

DATE: February 18, 2014

TO: Delegation File
FROM: Vicki Been 
SUBJECT: Delegation of Authority To Eric Enderlin

I am the Commissioner of the Department of Housing Preservation and Development ("HPD") of the City of New York. I hereby authorize Eric Enderlin, the Deputy Commissioner of HPD's Office of Development, to execute all official documents in connection with actions by the Office of Development which would normally require the signature of the Commissioner.

In addition, in my absence, I hereby authorize Deputy Commissioner Enderlin to execute all official documents in connection with actions by HPD which would normally require the signature of the Commissioner.

cc: Eric Enderlin
Matthew Shafit

THE CITY OF NEW YORK
DEPARTMENT OF HOUSING PRESERVATION AND DEVELOPMENT
Office of Development

DEPARTMENTAL MEMORANDUM

DATE: February 18, 2014

TO: Delegation File
FROM: Eric Enderlin *EE*
SUBJECT: Delegation of Authority To John E. Gearrity

I am the Deputy Commissioner for Development of the Department of Housing Preservation and Development ("HPD") of the City of New York. In such capacity, I have been authorized, pursuant to delegation of authority from the Commissioner, dated February 18, 2014, to execute certain legal documents on behalf of HPD.

I hereby authorize John E. Gearrity, HPD's Assistant Commissioner for Building and Land Development Services, to execute all environmental review determinations and findings by, and all contracts of, the Division of Building and Land Development Services which would normally require my signature.

cc: John E. Gearrity
Matthew Shafit